

1 ROBERT W. FREEMAN  
2 Nevada Bar No. 3062  
3 [Robert.Freeman@lewisbrisbois.com](mailto:Robert.Freeman@lewisbrisbois.com)  
4 LEWIS BRISBOIS BISGAARD & SMITH LLP  
5 6385 S. Rainbow Boulevard, Suite 600  
6 Las Vegas, Nevada 89118  
7 702.893.3383  
8 FAX: 702.893.3789  
9 Attorneys for Defendants  
10 Las Vegas Metropolitan Police  
11 Department, Deputy Chief Richard Suey,  
12 and Corrections Officer Kevin Gale

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14 **UNITED STATES DISTRICT COURT**  
15  
16 **DISTRICT OF NEVADA, SOUTHERN DIVISION**

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18 JOSEPH BARRESE,  
19 Plaintiff,  
20 vs.  
21 LAS VEGAS METROPOLITAN POLICE  
22 DEPARTMENT, DEPUTY CHIEF  
23 RICHARD SUEY, in his individually and in  
24 his official capacity; CORRECTIONS  
25 OFFICER KEVIN GALE, individually and in  
26 his capacity; DOES 1 through 10, individually  
and/or in his official capacity; DOE  
CORRECTIONS EMPLOYEES I through 10,  
individually and/or in the official capacity;  
ROE CORPORATIONS I through 10, Foreign  
and/or Domestic Corporations,  
Defendants.

27 CASE NO. 2:18-cv-1671-KJD-GWF  
28 **STIPULATION AND ORDER TO  
EXTEND DISCOVERY DEADLINES  
(FIRST REQUEST)**

29 Pursuant to LR 6-1 and LR 26-4, the parties, by and through their respective counsel of  
30 record, hereby stipulate and request that this Court extend discovery in the above-captioned case  
31 ninety (90) days, up to and including September 3, 2019. In addition, the parties request that the  
32 deadlines for expert disclosure, rebuttal expert disclosure, joint interim status report, dispositive  
33 motions, and pretrial order also be extended as outlined herein. In support of this Stipulation and  
34 Request, the parties state as follows:

35 1. On November 16, 2018, Plaintiff filed his first Amended Complaint in the United  
36 States District Court, Clark County, Nevada.

2. On December 7, 2018, Defendants filed their Answer to Plaintiff's First Amended  
2 Complaint.

## **DISCOVERY REMAINING**

4 1. Defendants will take the deposition of Plaintiff.

5 2. The parties will complete all written discovery.

6 3. The Plaintiff will take the depositions of the named Defendants.

7 4. The parties will take the depositions of any and all other witnesses garnered through

8 discovery.

9 This Request for an extension of time is not sought for any improper purpose or other  
10 purpose of delay. Rather, it is sought by the parties solely for the purpose of allowing sufficient  
11 time to conduct discovery.

## **WHY REMAINING DISCOVERY HAS NOT BEEN COMPLETED**

13 The parties are exploring the possibility of resolution of the case.

14 This Request for an extension of time is not sought for any improper purpose or other  
15 purpose of delay. This request for extension is based upon the following:

16        Extension or Modification of The Discovery Plan and Scheduling Order. LR 26-4 governs  
17    modifications or extension of the Discovery Plan and Scheduling Order. Any stipulation or  
18    motion to extend or modify that Discovery Plan and Scheduling Order must be made no later than  
19    twenty-one (21) days before the expiration of the subject deadline and must comply fully with LR  
20    26-4.

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1           The following is a list of the current discovery deadlines and the parties' proposed  
2 extended deadlines:

Scheduled Event	Current Deadline	Proposed Deadline
Discovery Cut-off	June 5, 2019	Tuesday, September 3, 2019
Amendment to Pleadings	March 7, 2019	Closed
Interim Status Report	April 6, 2019	Friday, July 5, 2019
Expert Disclosure pursuant to Fed R. Civ. P. 26 (a)(2)	April 6, 2019	Friday, July 5, 2019
Rebuttal Expert Disclosure pursuant to Fed. R. Civ. P. 26(a)(2)	May 6, 2019	Monday, August 5, 2019
Dispositive Motions	July 5, 2019	Thursday, October 3, 2019, or at least thirty (30) days after the close of discovery
Joint Pretrial Order	August 2, 2019	Monday, November 4, 2019, or at least thirty (30) days after the decision of last Dispositive Motions

15           This Request for an extension of time is not sought for any improper purpose or other  
16 purpose of delay. Rather, it is sought by the parties solely for the purpose of allowing sufficient  
17 time to conduct discovery in this case and adequately prepare their respective cases for trial.

18           This is the first request for extension of time in this matter. The parties respectfully submit  
19 that the reasons set forth above constitute compelling reasons and good cause for the short  
20 extension.

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1 WHEREFORE, the parties respectfully request that this Court extend the discovery period  
2 by ninety (90) days from the current deadline of June 5, 2019, up to and including September 3,  
3 2019, and that the other remaining discovery dates also be extended as outlined in accordance with  
4 the table above.

5 Dated this 14<sup>th</sup> day of March, 2019.

Dated this 14<sup>th</sup> day of March, 2019.

6 LEWIS BRISBOIS BISGAARD & SMITH LLP

MORTON LAW, PLLC

7 */s/ Robert W. Freeman*  
8 Robert W. Freeman, Esq.  
Nevada Bar No. 3062  
9 6385 S. Rainbow Blvd., Suite 600  
Las Vegas, Nevada 89118  
10 *Attorney for Defendants*

*/s/ Nadine M. Morton*  
NADINE M. MORTON, ESO.  
Nevada Bar No. 8583  
11700 West Charleston Blvd.  
Suite 170-65  
Las Vegas, Nevada 89135  
12 *Attorneys for Plaintiff*

**ORDER**

13 IT IS SO ORDERED.

14 Dated this 15th day of March, 2019.

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16 UNITED STATES MAGISTRATE JUDGE